IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIRST DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 1845 of 1998

Between:

1 Panchadarla Simhachalam W/o Naradiah
R/o Rajam Vilalge, Butchaiahpet Mandal,
Visakhapatnam District.
2 Ganji Chiluku Babu S/o Dasu Babu
R/o Rajam Vilalge, Butchaiahpet Mandal,
Visakhapatnam District.

..... PETITIONERS

AND

1 The District Collector Visakhapantam,
Visakhapantam District.
2 The Project Director, District Rural Development Authority
M.V.P.Colony, Visakhapatnam.
3 The Conservator of Forests Forest Department,
Visakhapatnam District.
4 The Mandal Development Officer Butchaiahpet Mandal,
Visakhapantam District.
5 The Mandal Revenue Officer Butchaiahpet Mandal,
Visakhapantam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate writ or order or direction, directing the respondents to allot the land measuring an extent of 153 acres situated in Sy.No.230/1 and 233 of Rajam Village, Butchaiahpet Mandal, Visakhapantam district, in favour of the petitioners whose representations dt.9-8-96,1-12-97 and 15-12-97 are pending before the respondents herein, by declaring the action of the respondents in trying to allot the said land in favour of the ineligible persons under Waste Land Development Scheme,1997 and supplying plants and allotting funds in their favour as arbitrary, illegal and unconstitutional.

For the Petitioners: MR.T.NIRANJAN REDDY, Advocate

For the Respondents: GP FOR REVENUE

The Court made the following :

ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue appearing for the respondents.

The grievance of the petitioners is that they along with others made a representation dated 01-12-1997 to the respondents to select them as beneficiaries and allot them an extent of Ac.153-00 of land situated in Survey Nos.230/1 and 233 of Rajam Village, Butchaiahpet Mandal of Visakhapatnam District, under Waste Land Development Scheme, 1997 introduced by the Government of Andhra Pradesh, but the respondents have not taken any action in the matter. Therefore, seeking a direction to the respondents to allot the land in question to them under the Scheme, the petitioners filed this writ petition.

Though the writ petition was admitted in the year 1998, the respondents have not filed any counter-affidavit.

Having regard to the facts and circumstances of the case, I deem it appropriate to direct the respondents to consider the representation, dated 01-12-1997, if any, said to have been made by the petitioners and others, and pass appropriate orders thereon in accordance with the law and the Scheme.

With the above direction, the writ petition is disposed of. No costs.

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N.V. RAMANA, J

Date: 21-02-2005

Svv

To

1 The District Collector Visakhapantam,
Visakhapantam District.
2 The Project Director, District Rural Development Authority
M.V.P.Colony, Visakhapatnam.
3 The Conservator of Forests Forest Department,
Visakhapatnam District.
4 The Mandal Development Officer Butchaiahpet Mandal,
Visakhapantam District.
5 The Mandal Revenue Officer Butchaiahpet Mandal,
Visakhapantam District.

6 Two CCs. to the Government Pleader for Revenue, High Court Buildings, A.P., Hyderabad (OUT).

7 Two CD copies.